# COUNCIL DECISION

## of 30 October 1978

## giving a discharge to the Commission in respect of the implementation of the operations of the European Development Fund (1963) (Second EDF) for the financial year 1976

(78/900/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Convention of Association between the European Economic Community and the African States and Madagascar associated with the Community [1], signed at Yaoundé on 20 July 1963,

Having regard to Council Decision 64/349/EEC of 25 February 1964 relating to the association of the overseas countries and territories with the European Economic Community [2],

Having regard to the Internal Agreement on the financing and administration of Community aid [3], signed at Yaoundé on 20 July 1963, and in particular Article 17 thereof,

Having regard to the Financial Regulation of the European Development Fund set up under the Internal Agreement on the financing and administration of Community aid [4], and in particular Articles 7 and 8 thereof,

Having regard to the Council Decision of 30 May 1972 on the transfer and utilization of the unexpended balances of the Development Fund for the overseas countries and territories set up by the Implementing Convention annexed to the Treaty establishing the European Economic Community,

Having regard to the revenue and expenditure account and the balance sheet relating to the operations of the European Development Fund (1963) (Second EDF) as at 31 December 1976 [5],

Having regard to the report of the Audit Board on the accounts for the financial year 1976, to which report are annexed the Commission's replies to the comments made by the Audit Board,

Having regard to the resolution of the European Parliament of 4 July 1978,

Recalling that, in accordance with the provisions applicable to the implementation of the European Development Fund (1963) (Second EDF), only the Council, acting by a qualified majority, should give a discharge to the Commission in respect of the financial administration of the Fund,

Whereas revenue for the financial year 1976 consisted of the contributions of the Member States, amounting to 730 000 000·00 European units of account, and of miscellaneous revenue of the Fund;

Whereas pursuant to the abovementioned Council Decision of 30 May 1972 an amount of 10 553 354·69 European units of account was transferred as the unexpended balance from the First Fund to the Second EDF;

Whereas an advance of 30 274 120·34 European units of account was paid to the European Development Fund (1975) (Fourth EDF);

Whereas the overall implementation by the Commission of the operations of the European Development Fund (1963) (Second EDF) during the financial year 1976 was such as to warrant its being given a discharge in respect of the implementation of these operations,

HAS DECIDED AS FOLLOWS:

*Article 1*

The Council closes the revenue and expenditure account of the European Development Fund (1963) (Second EDF) as at 31 December 1976 as follows:

Revenue at the sum of 740 638 508·73 European units of account,

Expenditure (payments) at the sum of 698 080 435·55 European units of account.

*Article 2*

The Council hereby gives a discharge to the Commission in respect of the implementation of the operations of the European Development Fund (1963) (Second EDF) for the financial year 1976.

Done at Luxembourg, 30 October 1978.

*For the Council*

*The President*

J. ERTL

---

(1) OJ No 93, 11. 6. 1964, p. 1431/64.
(2) OJ No 93, 11. 6. 1964, p. 1472/64.
(3) OJ No 93, 11. 6. 1964, p. 1493/64.
(4) OJ No 93, 11. 6. 1964, p. 1498/64.
(5) OJ No C 254, 24. 10. 1977.